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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN JOSE DIVISION**
12

13 IN RE HIGH-TECH EMPLOYEE
14 ANTITRUST LITIGATION

15 THIS DOCUMENT RELATES TO:
16 ALL ACTIONS

Master Docket No. 11-CV-2509-LHK

**DECLARATION OF CHRISTINA BROWN
IN SUPPORT OF DEFENDANTS'
OPPOSITION TO PLAINTIFFS' MOTION
FOR CLASS CERTIFICATION**

Date: January 17, 2013
Time: 1:30 pm
Courtroom: 8, 4th Floor
18 Judge: The Honorable Lucy H. Koh
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20 **PUBLIC REDACTED VERSION**
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1 I, Christina Brown, declare as follows:

2 1. I am a member of the Bar of the State of California and a counsel of the law firm
3 of O'Melveny & Myers LLP, attorneys for Defendant Apple Inc. I submit this declaration in
4 support of Defendants' Opposition to Plaintiffs' Motion for Class Certification. I make this
5 declaration based on my own personal knowledge. If called to testify as a witness, I could and
6 would do so competently.

7 **Deposition Testimony**

8 2. Attached hereto as Exhibit 1 is a true and correct copy of transcript excerpts from
9 the deposition of Dr. Edward Leamer.

10 3. Attached hereto as Exhibit 2 is a true and correct copy of transcript excerpts from
11 the deposition of named Plaintiff Michael Devine.

12 4. Attached hereto as Exhibit 3 is a true and correct copy of transcript excerpts from
13 the deposition of named Plaintiff Mark Fichtner.

14 5. Attached hereto as Exhibit 4 is a true and correct copy of transcript excerpts from
15 the deposition of named Plaintiff Siddharth Hariharan.

16 6. Attached hereto as Exhibit 5 is a true and correct copy of transcript excerpts from
17 the deposition of named Plaintiff Brandon Marshall.

18 7. Attached hereto as Exhibit 6 is a true and correct copy of transcript excerpts from
19 the deposition of named Plaintiff Daniel Stover.

20 8. Attached hereto as Exhibit 7 is a true and correct copy of transcript excerpts from
21 the deposition of Jeff Vijungco.

22 9. Attached hereto as Exhibit 8 is a true and correct copy of transcript excerpts from
23 the deposition of Mark Bentley.

24 **Interrogatory Responses**

25 10. Attached hereto as Exhibit 9 is a true and correct copy of Plaintiff Michael
26 Devine's Supplemental Answers and Objections to Defendants' First Set of Interrogatories.

27 11. Attached hereto as Exhibit 10 is a true and correct copy of Plaintiff Mark
28 Fichtner's Supplemental Answers and Objections to Defendants' First Set of Interrogatories.

12. Attached hereto as Exhibit 11 is a true and correct copy of Plaintiff Siddharth Hariharan's Supplemental Answers and Objections to Defendants' First Set of Interrogatories.

13. Attached hereto as Exhibit 12 is a true and correct copy of Plaintiff Brandon Marshall's Supplemental Answers and Objections to Defendants' First Set of Interrogatories.

14. Attached hereto as Exhibit 13 is a true and correct copy of Plaintiff Daniel Stover's Supplemental Answers and Objections to Defendants' First Set of Interrogatories.

Declarations

15. Attached hereto as Exhibit 14 is a true and correct copy of the Declaration of Donna Morris of Adobe Systems Inc. in Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification.

16. Attached hereto as Exhibit 15 is a true and correct copy of the Declaration of Jeff Vjungco of Adobe Systems Inc. in Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification.

17. Attached hereto as Exhibit 16 is a true and correct copy of the Declaration of Steven Burmeister in Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification.

18. Attached hereto as Exhibit 17 is a true and correct copy of the Declaration of Danny McKell in Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification.

19. Attached hereto as Exhibit 18 is a true and correct copy of the Declaration of Tina M. Evangelista in Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification.

20. Attached hereto as Exhibit 19 is a true and correct copy of the Declaration of Mason Stubblefield.

21. Attached hereto as Exhibit 20 is a true and correct copy of the Declaration of Chris Galy.

22. Attached hereto as Exhibit 21 is a true and correct copy of the Declaration of Frank Wagner in Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification.

23. Attached hereto as Exhibit 22 is a true and correct copy of the Declaration of Michelle Maupin in Support of Defendants' Opposition to Plaintiffs' Motion for Class

1 Certification.

2 24. Attached hereto as Exhibit 23 is a true and correct copy of the Declaration of Lori
3 McAdams in Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification.

4 25. Attached hereto as Exhibit 24 is a true and correct copy of the Declaration of
5 Rosemary Arriada-Keiper in Support of Defendants' Opposition to Plaintiffs' Motion for Class
6 Certification.

7 **Documents**

8 25. Attached hereto as Exhibit 25 is a true and correct copy of the document produced
9 by Google with Bates number GOOG-HIGH TECH-00038364 to GOOG-HIGH TECH-
10 00038395.

11 26. Attached hereto as Exhibit 26 is a true and correct copy of the document produced
12 by Intel with Bates number 76597DOC000068.

13 27. Attached hereto as Exhibit 27 is a true and correct copy of the document produced
14 by Intel with Bates number 76512DOC000671.

15
16 I declare under penalty of perjury under the laws of the United States that the above is true
17 and correct. Executed on November 12, 2012, in San Francisco, California.

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19 By: /s/ Christina Brown
20 Christina Brown